

#7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Michael Worry et al.

Serial No: 10/054,364

Group Art Unit: 2661

Filed: November 13, 2001

Examiner: N/A

Title: METHOD, SYSTEM AND APPARATUS FOR REPROGRAMMING A DIGITAL ELECTRONIC DEVICE VIA A COMPUTER NETWORK

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Verified Statement Claiming Small Entity Status

Title: METHOD, SYSTEM AND APPARATUS FOR REPROGRAMMING A DIGITAL ELECTRONIC DEVICE VIA A COMPUTER NETWORK

In the name of: Michael Worry et al.
described in

- ☐ the specification filed herewith
☒ application serial no. 10/054,364 filed November 13, 2001.
☐ patent no. _____, issued _____.

Small Business Concern Statement

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: Blue Iguana Networks, Inc.

Address of Concern: 1031 Kiel Court
Sunnyvale, CA 94089

Repln. Ref: 10/09/2003 AKELLEY 0014333600
 DA# 071896 Name/Number: 10054364
 FC: 9204 \$630.00 CR

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average

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Adjustment date: 10/09/2003 AKELLEY
 09/23/2003 AHONDAF1 00000118 10054364
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over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e):

Organization Identification

☒ no such person, concern, or organization

☐ persons, concerns, or organizations listed below

Full Name:

Address:

☐ Individual

☐ Small Business Concern

☐ Nonprofit Organization

Acknowledgment and Declaration

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.78(b))

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing Alan Lattanner

Title of Person Signing Chief Executive Officer

Name of Concern: Blue Iguana Networks, Inc.

Address of Concern: 1031 Kiel Court
Sunnyvale, CA 94089

Mailing address: P.O. Box 61627
Sunnyvale, CA
94088-1627

Signature

Alan Lattanner

Date:

8/29/03



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**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

| | |
|------------------------|---|
| Applicati n Number | 10/054,364 |
| Filing Date | November 13, 2001 |
| First Named Inventor | Michael Worry |
| Title | Method, System and Apparatus for Reprogramming A Digital Electronic Device Via A Computer Network |
| Art Unit | 2661 |
| Examiner Name | N/A |
| Attorney Docket Number | 2102881-99110 |

I hereby appoint:

☒ Practitioners at Customer Number:

26379

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

| | | | | | |
|--|----------------------------------|-------|--------------|-----|-------|
| <input type="checkbox"/> Firm or Individual Name | Timothy W. Lohse | | | | |
| Address | Gray Cary Ware & Freidenrich LLP | | | | |
| Address | 2000 University Avenue | | | | |
| City | East Palo alto | State | California | Zip | 94303 |
| Country | United States | | | | |
| Telephone | 650-833-2055 | Fax | 650-833-2001 | | |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

| | | | | | |
|-----------|--|--|--|-----------|--------------|
| Name | Alan Lattanner, CEO for Blue Iguana Networks, Inc. | | | | |
| Signature | | | | | |
| Date | 8/29/03 | | | Telephone | 408-314-1745 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative (s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Blue Iguana Networks, Inc.

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Application No./Patent No.: 10/054,364

Filed/issue Date: November 13, 2001

A METHOD, SYSTEM AND APPARATUS FOR REPROGRAMMING A DIGITAL ELECTRONIC DEVICE VIA

Entitled: A COMPUTER NETWORK

Blue Iguana Networks, Inc.

, a corporation of the State of Delaware

(Name of Assignee)

(Type of Assignee, e.g. corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Alan Lattanner

To: Blue Iguana Networks, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 012737, Frame 0533, or for which a copy thereof is attached.

2. From: Stephen Kingsley-Jones

To: Blue Iguana Networks, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 012737, Frame 0533, or for which a copy thereof is attached.

3. From: Michael Worry

To: Blue Iguana Networks, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 012740, Frame 0153, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

September 15, 2003

Date

408-314-1745

Telephone number

Alan Lattanner

Typed or printed name

Alan Lattanner

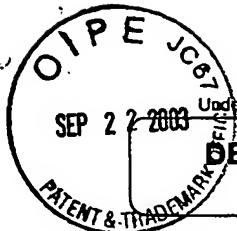
Signature

CEO, Blue Iguana Networks, Inc.

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title Invention **METHOD, SYSTEM AND APPARATUS FOR REPROGRAMMING A DIGITAL ELECTRONIC DEVICE VIA A COMPUTER NETWORK**

As the below named inventor(s), I/we declare that:

This declaration is directed to:

☐ The attached application, or

☒ Application No. 10/054,364, filed on November 13, 2001

☐ as amended on _____

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(if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: Michael Worry

Signature: Michael Worry

Citizen of: Canada.

Inventor two: Alan Lattanner

Signature: Alan Lattanner

Citizen of: USA

Inventor three: Stephen Kingsley-Jones

Signature: S. Kingsley-Jones

Citizen of: CANADA

Inventor four: _____

Signature: _____

Citizen of: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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